

## STATE OF SOUTH CAROLINA

Joint Petition of Palmetto Electric Cooperative, Inc.,  
and South Carolina Electric & Gas Company for the  
Assignment and Reassignment of Territory in  
Beaufort County

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

## COVER SHEET

## DOCKET

NUMBER: 2012 - \_\_\_\_ - E

(Please type or print)

Submitted by: K. Chad BurgessSC Bar Number: 69456

Address: SCANA Corp.  
220 Operation Way MC C222  
Cayce, SC 29033

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Other: \_\_\_\_\_

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

## DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: \_\_\_\_\_

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input checked="" type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input checked="" type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certificatio
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigator
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	



K. Chad Burgess  
Associate General Counsel

*chad.burgess@scana.com*

March 2, 2012

**VIA ELECTRONIC FILING**

The Honorable Jocelyn G. Boyd  
Chief Clerk/Administrator  
**Public Service Commission of South Carolina**  
101 Executive Center Drive  
Columbia, South Carolina 29210

RE: Joint Petition of Palmetto Electric Cooperative, Inc. and South Carolina Electric & Gas Company for the Assignment and Reassignment of Territory in Beaufort County

Dear Ms. Boyd:

Enclosed for filing on behalf of Palmetto Electric Cooperative, Inc. and South Carolina Electric & Gas Company is a Joint Petition for the Assignment and Reassignment of Territory in Beaufort County in the above captioned matter.

By copy of this letter, we are serving a copy of the Joint Petition on the South Carolina Office of Regulatory Staff and enclose a certificate of service to that effect.

If you have any questions, please advise.

Very truly yours,

K. Chad Burgess

KCB/kms  
Enclosure

cc: Jeffrey M. Nelson, Esquire  
John W. Flitter  
(both via electronic mail and U.S. First Class Mail)

BEFORE THE  
PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 2012-\_\_\_\_-E

IN RE:	)	
	)	
Joint Petition of Palmetto Electric	)	JOINT PETITION FOR
Cooperative, Inc., and South Carolina	)	ASSIGNMENT AND RE-
Electric & Gas Company for the	)	ASSIGNMENT OF TERRITORY
Assignment and Reassignment of	)	
Territory in Beaufort County.	)	
_____	)	

Palmetto Electric Cooperative, Inc. ("Palmetto") and South Carolina Electric & Gas Company ("SCE&G") (collectively, the "Petitioners") hereby jointly petition the Public Service Commission of South Carolina (the "Commission") for assignment and reassignment of certain territory in Beaufort County, South Carolina. This Joint Petition is made pursuant to The Territorial Assignment Act, S.C. Code Ann. §§ 58-27-610–690 (1976 & Supp. 2011).

**I. Introduction**

In support of this Joint Petition, Petitioners allege and show unto the Commission the following:

1. SCE&G is a corporation organized and existing under the laws of the State of South Carolina. Further, SCE&G is, in part, an electrical utility engaged in the generation, transmission, distribution, and sale of electricity to the public for compensation. SCE&G's retail electric operations are subject to the jurisdiction of the Commission. Additionally, SCE&G is an electric supplier as defined by the Territorial Assignment Act. S.C. Code Ann. § 58-27-610(1) (1976).
2. Palmetto is subject to the limited jurisdiction of the Commission as an electric supplier as defined by the Territorial Assignment Act. S.C. Code Ann. § 58-27-610(1) (1976).
3. The Commission may assign to electric suppliers areas outside the corporate limits of municipalities and that are more than 300 feet from the lines of electric suppliers. S.C. Code Ann. § 58-27-640 (1976).



4. Upon agreement of the affected electric suppliers, the Commission may reassign portions of previously assigned service areas. S.C. Code Ann. § 58-27-650(A) (Supp. 2011).

5. The Commission has previously exercised its statutory authority and assigned electric service territories within Beaufort County, South Carolina to both Palmetto and SCE&G. Likewise, the Commission has left certain territories within Beaufort County unassigned.

## **II. Request to Reassign the Old Field Tract from Palmetto to SCE&G**

6. **Exhibit A**, attached to this Petition and incorporated herein by reference, depicts an area of Beaufort County referred to by the Petitioners as “Old Field.”

- a. On **Exhibit A**, territory shaded in yellow is presently unassigned.
- b. On **Exhibit A**, territory shaded in green is presently assigned to Palmetto.
- c. On **Exhibit A**, territory shaded in red is presently assigned to SCE&G.
- d. On **Exhibit A**, territory shaded only in orange is presently assigned to Palmetto but served by SCE&G pursuant to a prior agreement between the Petitioners.
- e. The 46.35-acre tract hatched in purple on **Exhibit A** is also presently assigned to Palmetto (“Old Field Tract”).

7. SCE&G and Palmetto, pursuant to S.C. Code Ann. § 58-27-650(A), respectfully request that the Commission reassign to SCE&G, from Palmetto, the 46.35-acre Old Field Tract. There are no facilities or customers of Palmetto in the area for which the Petitioners are requesting reassignment.

## **III. Request to Assign Certain of the Burnt Church Tracts to Palmetto and SCE&G and Reassign Certain of the Burnt Church Tracts from SCE&G to Palmetto**

8. **Exhibit B**, attached to this Petition and incorporated herein by reference, depicts an area of Beaufort County referred to by the Petitioners as “Burnt Church.”

- a. On **Exhibit B**, territory shaded in yellow is presently unassigned.

- b. On **Exhibit B**, territory shaded in red is presently assigned to SCE&G.
- c. The 31.137-acre tract, hatched in green on **Exhibit B**, ("Tract 1") and the 42.288-acre tract, hatched in red on **Exhibit B**, ("Tract 2") are both presently unassigned territory.
- d. The 6.121-acre tract, shaded in green on **Exhibit B**, ("Tract 3") is presently assigned to SCE&G.

9. SCE&G and Palmetto respectfully request that the Commission assign Tract 1 to Palmetto and Tract 2 to SCE&G. SCE&G and Palmetto also request that the Commission re-assign Tract 3 from SCE&G to Palmetto. There are no customers of SCE&G in the areas for which the Petitioners are requesting assignment and reassignment.

10. Petitioners allege that no facilities or territories of any other electric suppliers are affected by the changes Petitioners propose herein.

11. Petitioners allege that each is fully capable of furnishing adequate and dependable electric service in the areas that each now serves and would serve upon the Commission's granting of this Petition.

12. Petitioners have considered the public convenience and necessity in their negotiations and believe the reassignment of the Old Field tract to SCE&G, the reassignment of one of the Burnt Church tracts to Palmetto, and the assignment of the two presently unassigned Burnt Church tracts to each Petitioner are in the public interest and assert that the Commission's approval of this Petition will be in the public interest. By making the assignments of territory in the manner described in this Petition, Palmetto and SCE&G have given careful consideration to system economy, service reliability and good utility practice, efficiency and safety – all of which support a finding that the assignment of territory set forth herein promotes public convenience and necessity. Moreover, the reassignment and assignment of these territories will avoid the duplication of utility facilities in these areas.

13. Petitioners respectfully request that the Commission determine this matter solely on the basis of this filing unless there are protests or petitions to intervene, and in that event to set this matter for hearing and determination at the earliest possible date.

WHEREFORE, South Carolina Electric & Gas Company and Palmetto Electric Cooperative, Inc., having jointly made petition to the Commission, pray that the Commission issue its order:

- 1. Accepting this Petition as filed;

2. Finding and Determining that the territorial assignments and reassignments as set forth in Paragraphs 7 and 9 are in accordance with the public convenience and necessity;

3. Reassigning to SCE&G the 46.35-acre tract of land in the Old Field area of Beaufort County as shown on **Exhibit A** and described above;

4. Assigning to SCE&G the 42.288-acre tract of land in the Burnt Church area of Beaufort County as shown on **Exhibit B** and described above;

5. Assigning to Palmetto the 31.137-acre tract of land in the Burnt Church area of Beaufort County as shown on **Exhibit B** and described above;

6. Reassigning to Palmetto the 6.121-acre tract of land in the Burnt Church area of Beaufort County as shown on **Exhibit B** and described above; and

7. Amending the territorial assignment maps to reflect the assignments and reassignments requested herein.

**[SIGNATURE PAGE FOLLOWS]**

Respectfully Submitted,

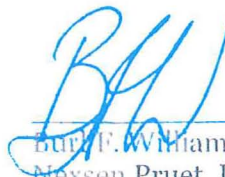


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Electric & Gas Company



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Attorneys for Petitioner Palmetto  
Electric Cooperative, Inc.

February 28, 2012

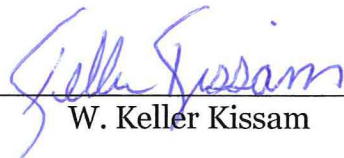


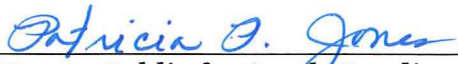
STATE OF SOUTH CAROLINA    )  
  )  
COUNTY OF LEXINGTON        )

VERIFICATION

Personally appeared before me W. Keller Kissam who, being duly sworn, deposes and says that he is Senior Vice President of SCANA Corporation and President of Retail Operations of the Petitioner, South Carolina Electric & Gas Company; that he has read the foregoing Joint Petition and the matters alleged therein are true and correct to the best of his knowledge, information and belief based upon his personal knowledge and his review of the corporate records of South Carolina Electric & Gas Company related to the matters alleged in the Joint Petition; and that he is fully authorized to verify the contents of the Joint Petition on behalf of South Carolina Electric & Gas Company.

Sworn to before me this  
27<sup>th</sup> day of February, 2012

  
\_\_\_\_\_  
W. Keller Kissam

  
\_\_\_\_\_  
Notary Public for South Carolina  
My Commission Expires: 10/18/2014




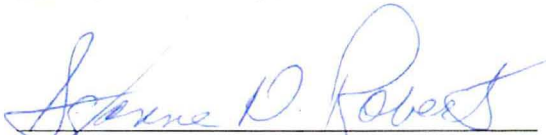
STATE OF SOUTH CAROLINA    )  
  )  
COUNTY OF BEAUFORT         )

VERIFICATION

Personally appeared before me G. Thomas Upshaw who, being duly sworn, deposes and says that he is the Chief Executive Officer of the Petitioner, Palmetto Electric Cooperative, Inc.; that he has read the foregoing Joint Petition and the matters alleged therein are true and correct to the best of his knowledge, information and belief based upon his personal knowledge and his review of the corporate records of Palmetto Electric Cooperative, Inc. related to the matters alleged in the Joint Petition; and that he is fully authorized to verify the contents of the Joint Petition on behalf of Palmetto Electric Cooperative, Inc.

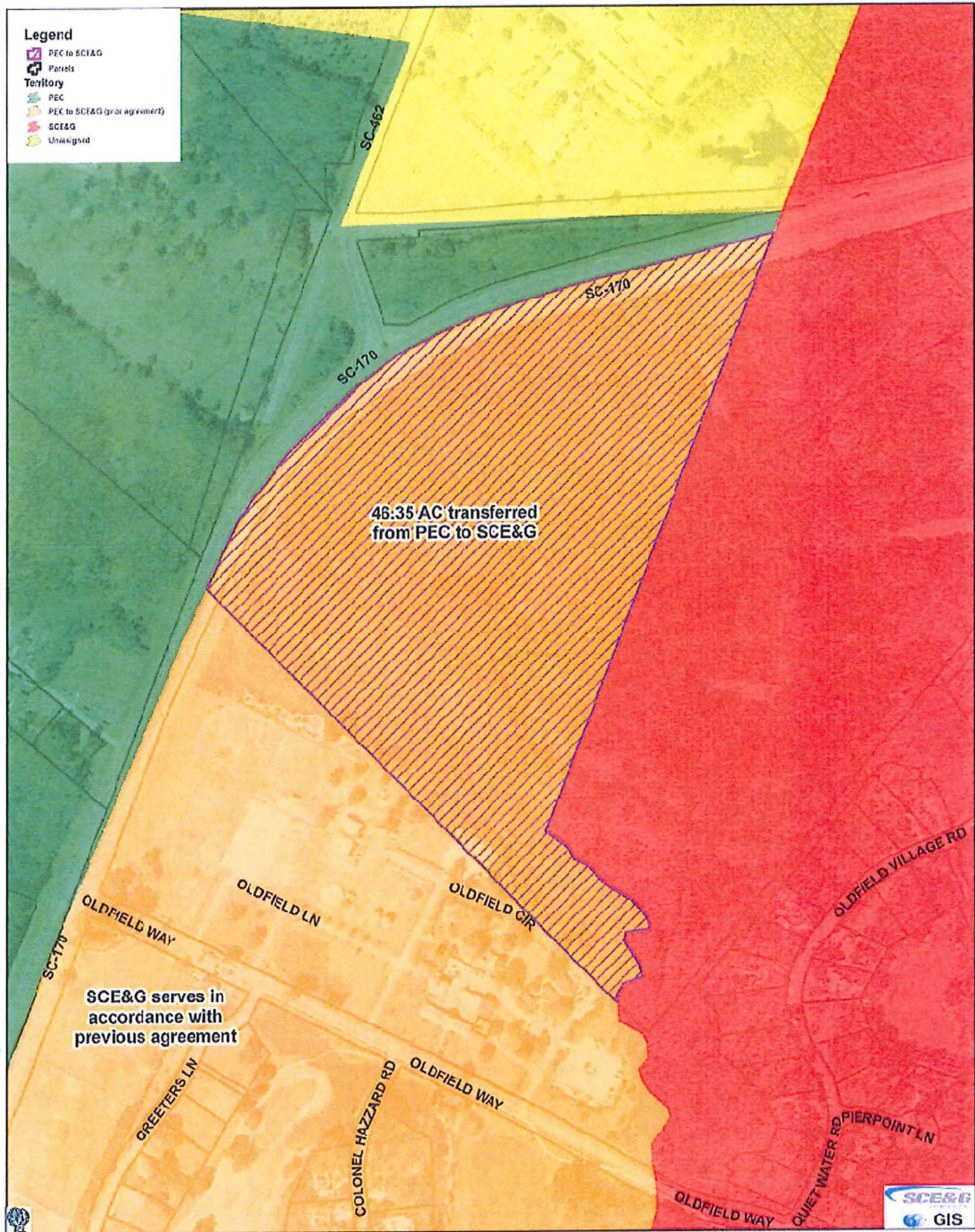
Sworn to before me this  
29 day of February, 2012

  
G. Thomas Upshaw

  
Notary Public for South Carolina  
My Commission Expires: 11/20/17

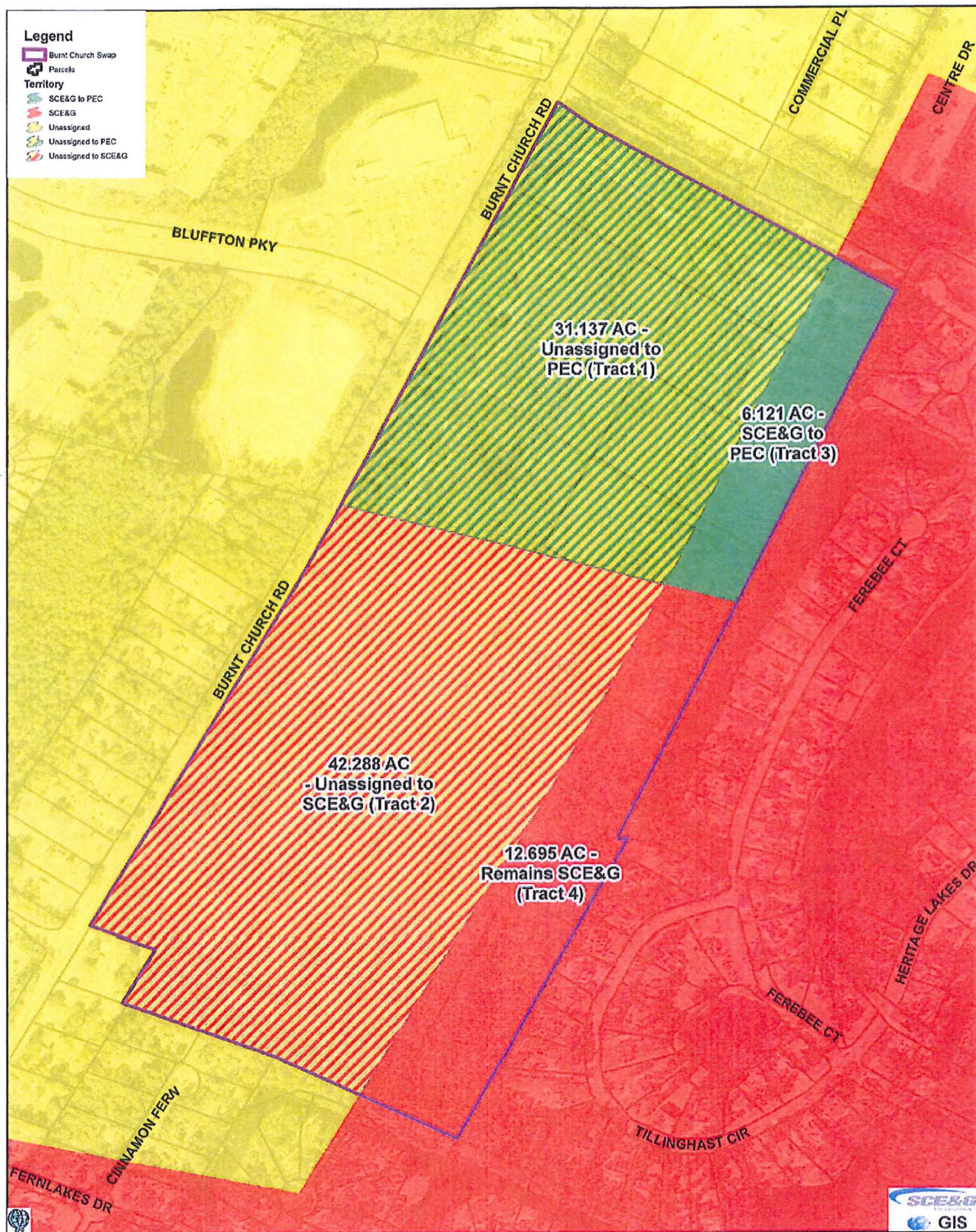


# South Carolina Electric & Gas and Palmetto Electric Cooperative Old Field Territory Swap





# South Carolina Electric & Gas and Palmetto Electric Cooperative Burnt Church Reassignment





**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**

**DOCKET NO. 2012-\_\_\_\_-E**

IN RE:

Joint Petition of Palmetto Electric Cooperative, Inc. )  
and South Carolina Electric & Gas Company for )  
the Assignment and Reassignment of Territory in )  
Beaufort County )  
\_\_\_\_\_ )

**CERTIFICATE OF  
SERVICE**

This is to certify that I have caused to be served this day one (1) copy of the  
**Joint Petition for the Assignment and Reassignment of Territory in Beaufort  
County** via electronic mail and U.S. First Class Mail to the persons named below at the  
address set forth:

Jeffrey M. Nelson, Esquire  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201  
[jnelson@regstaff.sc.gov](mailto:jnelson@regstaff.sc.gov)

John W. Flitter  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201  
[jflitter@regstaff.sc.gov](mailto:jflitter@regstaff.sc.gov)

  
\_\_\_\_\_  
Karen M. Scruggs

Columbia, South Carolina

This 2nd day of March 2012